

**CAHN & SAMUELS, LLP
INTELLECTUAL PROPERTY LAW COUNSEL**

HEADQUARTERS BUILDING
2000 P STREET, N.W., SUITE 200
WASHINGTON, D.C. 20036
TEL: 202 331-8777 FAX: 202 331-3838

FACSIMILE TRANSMITTAL SHEET

TO:
Examiner Justine Yu

FROM:
George A. Metzenthin

COMPANY:
U.S. Patent & Trademark Office
Group Art Unit 3764

DATE:
SEPTEMBER 16, 2002

FAX NUMBER:
(703) 305-3590

TOTAL NO. OF PAGES INCLUDING COVER:
fifteen (15)

PHONE NUMBER:

SENDER'S REFERENCE NUMBER:
156.0001

RE:
amendment with fee transmittal and
petition for extension of time in
duplicate

YOUR REFERENCE NUMBER:
U.S. App. Ser. No. 09/310,965

RECEIVED

SEP 16 2002


GROUP 3700

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

CERTIFICATE OF FACSIMILE TRANSMISSION

THE UNDERSIGNED CERTIFIES THAT THIS DOCUMENT AND
ACCOMPANYING PETITION WERE SENT VIA FACSIMILE TO THE ART UNIT
3764 AT THE ABOVE FACSIMILE NUMBER ON SEPTEMBER 16, 2002.



George A. Metzenthin, Reg. No. 41,995

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS
INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED
ABOVE AND TO THOSE PROPERLY ENTITLED TO ACCESS TO THE
INFORMATION. IT IS EXEMPTED FROM DISCLOSURE UNDER APPLICABLE LAW
INCLUDING COURT ORDERS. IF THE READER OF THIS MESSAGE IS NOT THE
INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR
DELIVERING THIS FACSIMILE TO THE INTENDED RECIPIENT, YOU ARE
HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION, OR
DUPLICATION OF THIS TRANSMISSION IS STRICTLY PROHIBITED. IF YOU
HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY
NOTIFY US BY TELEPHONE OR FACSIMILE, AND MAIL THIS FACSIMILE BACK
TO US IMMEDIATELY. THANK YOU.

PTO/SB/17 (11-01)

Approved for use through 10/31/2002, OMB 0851-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

☒ Applicant Claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**9.00****Complete if Known**

Application Number	09/310,965
Filing Date	5/13/1999
First Named Inventor	Schall, Jr.
Examiner Name	Yu, Justina Romang
Group Art Unit	3764
Attorney Docket No.	156.0001

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account

Deposit Account Number

02-4650

Deposit Account Name

Cahn & Samuels, LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	185	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent Claims	-20**=	1	x	9	=	9	
Multiple Dependent	-3**=		x		=		

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	**Reissue independent claims over original patent	
110	18	210	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)**9**

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,980	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	180	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or release)	
143	480	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

SUBMITTED BY

Name (Print/Type)		Registration No. (Attorney/Agent)		Complete (if applicable)	
George A. Metzenthin		41995		Telephone	202-331-8777
Signature		Date		9/16/02	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Atty. Docket No. 156.0001
Appl. No. 09/310,965

18/D
SK
PATENT 9-17-0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : STAN SCHALL, JR.

Serial No. : 09/310,965

Examiner: J. Yu

Filed : May 13, 1999

Group Art Unit: 3764

For : EXERCISE APPARATUS

THIRD AMENDMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Please amend this application as follows:

IN THE CLAIMS:

Please amend claim 15 as follows:

15. (Twice Amended) An exercise device comprising:
a upper platform, said upper platform includes
a bottom surface,
an upper surface opposed to said bottom surface, and
a fist pad attached to said upper surface and extending above said upper
surface,
a lower housing connected to said upper platform,
a lower housing cap resting on and aligned with said lower housing,
a bearing element resting on said lower housing cap and abutting said upper
platform, said bearing element allows said upper platform to rotate relative to said lower
housing, and
regulating components that control rotation between said lower housing and said
upper platform.